

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent of:

Theodore W. JOCHUM

Patent. No.: 7,590,500

Issued: September 15, 2009

For: **System for High Dynamic Range
Analysis in Flow Cytometry**

Confirmation No.: 2357

Art Unit: 2863

Examiner: Sujoy K. Kundu

Atty. Docket: 2512.1550001 (04US0070)

**Request for Certificate of Correction
Under 37 C.F.R. § 1.323 For Applicant's Mistake**

Attn: Certificate of Correction Branch

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

It is hereby requested that a Certificate of Correction under 37 C.F.R. § 1.323 be issued for the above-captioned United States Patent. This Certificate of Correction is being requested due to mistakes which appear in the printed patent. The mistakes made by Applicant are of a clerical or typographical nature, or of a minor character. Patentee submits that correction of these errors does not introduce new matter.

Specifically, the printed patent contains the following errors for which a Certificate of Correction is respectfully requested:

In drawings sheet 6 of 7, "FIG. 7 Prior Art" should be changed to "FIG. 7".

Support for the correction can be found at 4:3-5 and 4:58-61 of the patent where FIG. 7 is described as an illustration of the first preferred embodiment, and in the original drawings as filed.

It appears that the error resulted from the Applicant's submission of replacement drawings on July 16, 2008. In that submission, Applicant mistakenly labeled FIG. 7 as prior art. However, in the remarks accompanying the replacement drawings (*See* page 8 of the Applicant's Response dated July 16, 2008) Applicant correctly stated that "FIG. 1, FIG. 3 and FIG. 4 has [sic] also been labeled as prior art".

Remarks

The above-noted corrections do not involve such changes in the patent as would constitute new matter or would require reexamination.

A completed Form PTO/SB/44 accompanies this request, with the above-noted corrections printed thereon. Accordingly, a Certificate of Correction is believed proper and issuance thereof is respectfully requested.

This request is accompanied by payment of the fee set forth in 37 C.F.R. § 1.20(a). Fee payment is provided through online credit card payment. The Commissioner is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.



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Date: 26 February 2010

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**UNITED STATES PATENT AND TRADEMARK OFFICE
CERTIFICATE OF CORRECTION**

Page 1 of 1

PATENT NO: 7,590,500

DATED: September 15, 2009

INVENTOR(S): JOCHUM et al.

It is certified that error appears or errors appear in the above-identified patent and that said Letters Patent is hereby corrected as shown below.

In drawings sheet 6 of 7, "FIG. 7 Prior Art" should be changed to --FIG. 7--.

REMEMBER TO LEAVE A TWO-INCH BLANK SPACE AT THE BOTTOM OF THE LAST SHEET FOR SIGNATURE OF ATTESTING OFFICER.

1083058_1.DOC

MAILING ADDRESS OF SENDER (Please do not use customer number below):

1100 New York Avenue, NW

Washington DC 20005-3934

Atty. Dkt. No. 2512.1550001 (04US0070)

This collection of information is required by 37 CFR 1.322, 1.323 and 1.324. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 10 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you are required to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Attention Certificate of Corrections Branch, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

If you need assistance in completing the form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.